

RESOLUTION NO. _____

A RESOLUTION APPROVING AND CERTIFYING AMOUNTS OF LIENS TO BE FILED WITH THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTIES IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS AS A RESULT OF GRASS CUTTING EXPENSES AND ABATEMENT OF OTHER NUISANCES; AND FOR OTHER PURPOSES.

WHEREAS, Section 8.3.1 of North Little Rock Municipal Code (“NLRMC”) Chapter 8 (Nuisance Abatement and Property Maintenance), requires all property owners and occupants within the municipal boundaries of the City of North Little Rock (“the City”) to cut weeds, grass and abate other nuisances and unsanitary conditions on their property; and

WHEREAS, pursuant to Ark. Code Ann. § 14-54-901, the City has the authority to do whatever is necessary to correct the unsightly and unsanitary conditions and to charge the costs thereof to the owners of lots or property who neglect or refuse to remove, abate or eliminate any weed or grass conditions after having been given seven (7) days written notice to do so; and

WHEREAS, in accordance with Ark. Code Ann. § 14-54-901, the City of North Little Rock has corrected conditions existing on certain lots or other real property within the City of North Little Rock and is entitled to compensation pursuant to Ark. Code Ann. § 14-54-904; and

WHEREAS, the City has demanded payment in the amount allowed by law from the property owners where work was performed and notified said owners of the City’s intent to file a lien against their properties; and

WHEREAS, said property owners have failed to make payment, no part of the debt has been paid, and the City claims a lien on the herein referenced properties (listed on Exhibit “A” attached hereto) pursuant to Ark. Code Ann. §§ 14-54-901 and 14-54-903; and

WHEREAS, state law also provides for a lien against the subject properties, with the amount of lien to be determined by the City Council at a hearing held after notice to the owner(s) thereof by certified mail or publication (see Exhibit “A” attached hereto), with said amount (plus a ten percent collection penalty) to be thereafter certified to the Pulaski County Tax Collector; and

WHEREAS, a hearing for the purpose of determining such liens has been set for 6:05 p.m. on November 9, 2015, in order to allow for service of the attached notice of same upon the listed property owners, by certified mail or publication as is necessary.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That after notice to property owners, a public hearing was held at 6:05 p.m. on November 9, 2015, for the purpose of determining the amount of liens, if any, to be filed against certain real property as the result of grass cutting and abatement of other nuisances by the City of North Little Rock.

SECTION 2: That after said public hearing, and upon the verification of the Director of the North Little Rock Code Enforcement Department, the amounts listed on Exhibit "A" are hereby certified as obligations that are owed to the City and proper to be filed with the Pulaski County Treasurer and Assessor as liens against the real property associated therewith.

SECTION 3: That the Director of the Code Enforcement is hereby ordered to file liens as provided in this resolution; *except that*, prior to submission, he will update the list to remove any lien amounts that have been paid in full prior to forwarding the list to the County.

SECTION 4: That the Director of the Code Enforcement is authorized to execute and file such documents as are necessary to release any lien that is paid in full.

SECTION 5: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

Mayor Joe A. Smith

SPONSOR:

ATTEST:



Mayor Joe A. Smith By *DM*

Diane Whitbey, City Clerk

APPROVED AS TO FORM:



C. Jason Carter, City Attorney By *DM*

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b

FILED 9:45 A.M. _____ P.M.

BY Asst City Atty McFadden

DATE 11/13/15
Diane Whitbey, City Clerk and Collector
North Little Rock, Arkansas

RECEIVED by 

EXHIBIT "A"**LEGAL NOTICE OF PUBLIC HEARING**

Notice is hereby given that lien amounts upon the following described lands will be considered by the North Little Rock City Council at their meeting on **November 9, 2015**, in the North Little Rock Council Chambers. The owner(s) has the right to contest the lien amount before the City Council at the public meeting.

23N0450001600
Freddy/Mary Sullivan
3003 E. 4th, NLR
PT SW BEG 458 2' E OF SW
COR N 725' TO N LI E 3RD
E ON N LI 132' N 311 6FT
TO POB N 114' TO S R/W
CRI&P RR SW ON R/W 42'
S TO PT 300' N OF N LI OF
E 3RD E'LY 42' TO BEG. 31
2N 11W
Amt. \$185

33N2720007100
Albernice Frazier
1406 W 10th St.
Lot 2 Block 7
Vestals Addition
Amt. \$185

33N2850008500
BDI Holdings LLC
1000 E 13th, NLR
Lot 8 Block 7
E Central
Amt. \$185

33N2850008600
Ben & Emma Peyton
1002 E. 13th, NLR
Lot 9 Block 7
East Central
Amt. \$185

33N2260007900
Diversified Land Corp.
1215 E. 16th, NLR
Lot 17 Block 6
Industrial
Amt. \$185

33N2260003900
Rose Acre Enterprises
1204 E. 16th, NLR
Lot 10 Block 3
Industrial
Amt. \$185

33N2260008000
Diversified Land
Corp.
1217 E. 16th, NLR
Lot 18 Block 6
Industrial
Amt. \$185

33N2640017500
Ameriland USA LLC
2008 W 16th, NLR
Lot 10 Block 41
Laskers 2nd
Amt. \$185

33N2110019700
Dwight Alexander
210 E. 18th, NLR
Lot 1 Block 25
N. Argenta
Amt. \$185

33N2530000900
Tina Pesina/
Raquel Ochoa
1212 W. 18th, NLR
Lot 3 Block 2,
Maloney
Amt. \$185

33N2460015500
Joann Green/ Michael
Winn
1315 W. 18th, NLR
Lot 7 Block 14
Missouri-Pacific
Amt. \$185

33N2490000600
Terry L Melton
1718 W. 19th, NLR
Lot 6-7 Block 1
Walthour & Flake
Add.
Amt. \$185

33N2550000700
Anita B Devlin Trust
318 W. 20th, NLR
Lot 6 Block 6
College Park N1
Amt. \$185

33N2270002000
Brian Patrick Johnston
1501 W. 20th, NLR
PT SE NE NW SW BEG 20 FT
N & 20 FT W OF SE COR TH
N 140 FT, W 100 FT, S 140
FT, E 100 FT TO BEG 27 2N
12W
Amt. \$185

33N1770023500
Perez International
Land Co. Inc.
805 W. 34th, NLR
Lot 11 Block 28
Booher's Add.
Amt. \$185

33N1770023400
Perez Inter.Land Co.
Inc.
809 W. 34th, NLR
Lot 10 Block 28
Booher Add.
Amt. \$185

23N0460011000
Michael Garrett/
Vincent S. Ray
1104 N. E, NLR
Lot 15 Block 5
Dixie Add.
\$185

33N2570002300
Keysher Green
1709 Chandler, NLR
Lot 6 Block 2
Holt's Industrial
Amt. \$185

33N2570002600
Gloryland Bapt.
Church
Marion St., NLR
Lot 10 Block 2
Holt's Industrial
Amt. \$185

33N2570001400
David R Edgecombe
1716 Chandler, NLR
Lot 12-13 Block 1
Holt's Industrial
Amt. \$185

33N1160001400
Al Turley
4201 Redding, NLR
PT SE NE BEG 504' E &
545 2' N OF SW COR N
240' N 81*50'E 181 5' S
240' S 81*50' W 181 5'
TO BEG 21 2N 12W
Amt. \$185

23N0460015500
Home Opportunity LLC
1006 N. E St, NLR
Lot 16 Block 9
Dixie Add.
Amt \$185

33N1660001700
Kevin/Sarah Harris
4602 Vestal, NLR
Lot 17 Block 0
Fleming Sub of
Schattlers
Amt. \$185

23N0460012800
Frank Butler
1007 N. E St., NLR
Lot 9 Block 8
Dixie Add.
Amt. \$185

23N0460016100
Arthur Mayweather
1020 N. E, NLR
Lot 22 Block 19
Dixie Add.
\$185